

City of Pomona
Regular City Council Meeting Minutes
Monday October 5, 2015
7:00 P.M., City Hall

Meeting to order 7:00 PM

Present: Mayor Marie Seneca, Council Member Johnson, Council Member Richard Adler, Council Member Jay Meador, and Council Member Rick Smith
Others Present: Mr. Lemons, Mr. Wineinger, Mr. Snethen,

Pledge of Allegiance

Amend Agenda

Mr. Snethen requested the agenda be amended to include the consideration of condemning 310 Monroe.

A motion was made to approve the amendments by Mr. Adler, the motion was seconded by Mr. Meador, and the motion passed 4-0.

Consent Agenda

Review Utility Accounts 30+ Days Delinquent
Review Employee Vacation & Discretionary Time Accruals
Minutes of previous meeting
September 14, 2015
Financial reports/Action on bills
Current bills and prepaid bills

A motion was made by Mr. Meador to approve the consent agenda, the motion was seconded by Mr. Adler, and the motion passed 4-0.

Registered Citizen Comments:

Gene Hirt:

Mr. Hirt brought up that two new resolutions, such as the one pertaining to the City's ownership of the City Dump, is not accurate. The resolution needs to be updated with the new street names. Mr. Hirt added that the maps from the Franklin County Courthouse are also inaccurate. Mr. Hirt requested that the City post an informational sheet regarding the proposed Street Bond, he recommends that we address the actual dollar amount of the project. Mr. Hirt added that he felt the bond should not pass if the City's infrastructure is not improved (ditches, roads, etc). Mr. Hirt concluded with stating that the north side of Pomona is concerned by City dump rezoning; the residents there will be pulled into City limits and they do not want to be pulled into the City limits.

Matt Froggatte
RE: Parks and Rec program

Mr. Froggatte wants to work with the City Council to make the three educational communities (Appanoose, Williamsburg, and Pomona) connected in a Rec Program. The program will work to raise \$2,000 per each campus/community, for a total of \$6,000. Mr. Froggatte proposes the City match these funds, bringing the total to \$12,000. Mr. Froggatte believed this program will further unify the school district while working to build a Rec Center in Pomona. Money raised will be used towards equipment, etc. Mr. Froggatte is interested in giving further suggestions and advice. Encourages the City to invest in its recreational programs and activities.

Mayor Seneca, Council Members Johnson and Adler expressed interested and wanted to discuss the issue further after the meeting had adjourned.

Items of Business:

Condemnation of 310 Monroe

Mr. Snethen stated that he and Mr. Patrosky had performed a walkthrough. Results revealed mold everywhere; on ceiling, floors, and walls. Mr. Snethen also stated that mobile homes treated for mold will be stripped down which won't leave much, and believed that the remnants would still contain mold. Mr. Snethen added that the homeowner has not responded to request for work on the inside and that his current permit is expired. If the homeowner applies for extension, it would be the second extension. Mr. Snethen is requesting to not extend homeowner's permit and condemn.

City of Pomona
Regular City Council Meeting Minutes
Monday October 5, 2015
7:00 P.M., City Hall

Mr. Adler requested information as to why the first extension failed to provide any improvements. Mr. Snethen explained that he had inquired the same, the homeowner claimed that the person assisting him had bailed, resulting in more financial troubles for the homeowner. The homeowner had informed Mr. Snethen that he would have repairs complete and would be moved in by end of September.

A motion was made by Mr. Smith to approve proceeding with the condemnation process, the motion was seconded by Mr. Adler, and the motion passed 4-0.

Consider Jayhawks Court Software Assurance and Support

A motion was made by Mr. Adler to approve and adopt the Jayhawk's Court Software Assurance and Support contract, the motion was seconded by Mr. Adler, and the motion passed 4-0.

Consider Jayhawks Software/PACE Interface Contract

A motion was made by Mr. Meador to approve the Jayhawk's Software/PACE Interface Contract, the motion was seconded by Mr. Smith, and the motion passed 4-0.

Consider Debs Web Designs Resignation

A motion was made to accept by Mr. Adler, no one seconded the motion. Mr. Smith made a motion to table the consideration of Deb's Web Design's resignation. The motion to table was seconded by Mr. Meador and passed 4-0.

Consider Resignation of City Clerk

A motion was made by Mr. Meador to accept the resignation of the City Clerk. Mr. Johnson seconded the motion and it passed 4-0.

Consider Resignation of Public Works Associate II

A motion was made by Mr. Meador to accept the resignation of the Public Works Associate II. The motion was seconded by Mr. Adler and the motion passed 4-0.

Consider State Certified Water/Wastewater Operator per KDHE requirement

Mr. Meador moved that the Council accept Mike Gilliland as the temporary State Certified Water/Wastewater Operator, per KDHE requirement, until the City's new hire is State Certified. The motion was seconded by Mr. Johnson and the motion passed 4-0.

Condemnation of Property is 314 Monroe, not 310 Monroe

Mr. Snethen pointed out that the actual address of the property to be condemned should be 314 Monroe, not 310 Monroe.

Mr. Smith made a motion to rescind the previous motion of the condemnation of 310 Monroe. The motion to rescind was seconded by Mr. Meador and the motion passed 4-0.

Mr. Smith then made a motion to proceed with condemnation process of 314 Monroe. The motion was seconded by Mr. Meador and the new motion passed 4-0.

Consider City Right of Way Mowing Responsibilities

Mayor Seneca explained previous problems of clarity on what the City mowed or what the City hasn't mowed. Mr. Smith felt there had been a decision on this matter. Mayor Seneca pointed out there has only been discussion and no vote establishing clarity. Mr. Adler felt the City could adopt the County's policy of homeowners marking which, if any, ditches for City to mow. Mr. Johnson pointed out that some homeowners are not capable of mowing ditches and then receive fines for not mowing. Mr. Meador added that some ditches are too deep for regular mowers. Mayor Seneca pointed out that these concerns bring the necessity for clarity. Mr. Adler wanted to meet with City Employees to have them supply information on where they currently mow ditches. Mr. Snethen added that the current ordinance already points out where homeowner's responsibility falls. Mr. Snethen also added that over a year ago the City had questions on "why does the city mow some ditches but not others" and felt this is what brought this issue to the agenda.

Consider Charter Ordinance Relating to the Election of Council Members

Terms expiring in April 2016 will have the expiration date moved to February 2016. January will be the month that Council Members are sworn in.

City of Pomona
Regular City Council Meeting Minutes
Monday October 5, 2015
7:00 P.M., City Hall

A motion to accept the Charter Ordinance was made by Mr. Smith. The motion was seconded by Mr. Johnson and the motion passed 4-0.

Consider Hiring City Clerk

A motion was made to approve Steven Lemons' employment by Mr. Adler. Mr. Meador seconded the motion. The motion passed 4-0.

Consider Hiring Public Works Associate II

A motion was made to approve Brandy Nichols' employment by Mr. Adler. Mr. Meador seconded the motion. The motion passed 4-0.

Consider New Annexation Resolution

Motion to approve the annexation of lands that do not adjoin the city was made by Mr. Meador and seconded by Mr. Smith. The motion was passed 4-0.

Consider Weeds Ordinance

Mayor Seneca brought to attention that the City's attorney recommended that the City only notify residents one time of infraction and then after, the city can mow. However it was made clear the City needs to notify property owner, not just the occupant. The City could contract this mowing out, after accepting bids, to one place so that we can have a consistent rate to assess. Currently, this falls under the City Staff's responsibility. Discussion changed to the difficulty of recovering the money spent on contracting out the mowing, or the mowing that the City does. Discussion changed to whether the City has been consistent with placing liens on taxes to acquire back payments on mowing. The City Clerk might be the proper position to implement any tax lien. Mr. Snethen suggested a flat rate to cover man power, hours, and equipment used to charge citizens who were past the allowed height of grass. Mr. Snethen added that only requiring one notification of infractions in regards to Weeds Ordinance would expedite the process and get the infractioned property mowed more quickly.

A motion was made by Mr. Smith to adopt the Ordinance providing the city continue to mow. This motion was seconded by Mr. Meador. The motion passed 4-0.


Jay Meador's Report

Updating The Council from his report last month, from the street condition of the east side of Tyler St, north of 68 Highway. Mr. Meador provided news that the Superintendent of USD 287 would bring the parking lot situation to the School Board's attention at the next School Board Meeting. The Superintendent said he would not have a problem with the City bringing dirt, hauling out gravel on the side of street, and allowing grass to grow there. Mr. Smith added that a drain underneath highway is collecting the rock that was added, clogging up the drain nearby. It was added that pouring asphalt or concrete over the area could also be a problem due to the location of a water main underneath the corner of Tyler and 68 Highway. Mr. Meador's report concluded that the Superintendent would supply more information after the School Board Meeting's next meeting.

A motion was made to adjourn by Mr. Meador. The motion was seconded by Mr. Adler and passed 4-0.

Meeting Adjourn

7:49
SL



Mayor Seneca

